THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.2871 OF 2007

DATED 26-02-2007

Between:

M/s.Maheswara Educational Society,
Rep. by its Chairman.

…**Petitioner**

And

The State of A.P., rep. by its Secretary/Panchayat Raj Department,
Secretariat Buildings, Hyderabad & others.

…**Respondents**

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.2871 OF 2007

O R D E R *(Per the Hon'ble Sri Justice Bilal Nazki):*

This Writ Petition has been filed by the petitioner-Maheswara Educational Society on the premise that the educational institutions are exempt from payment of property tax.

This controversy has already been settled by a Full Bench of this Court in a judgment reported in ***Abyudaya Educational Society, Prakasam District v. Kanumalla gram Panchayat, Prakasam District***[1].

The writ petitioner-society is not exempt from payment of the tax in view of the full bench judgment of this Court cited supra. Hence, the Writ Petition is not maintainable.

The learned Counsel for the petitioner submits that since there is a pending demand, the respondents may be directed to allow the petitioner to

pay the demanded tax in installments. Such an order cannot be passed by us in these writ proceedings. However, the petitioner is at liberty to make a representation to the respondent-authorities, who may consider the same in accordance with law.

The Writ Petition is, accordingly, dismissed. No costs.

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(***Bilal Nazki, J***)

Dated 26th February, 2007

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(***Nooty Ramamohana Rao,J***)

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[1] **2006(6) ALD 1 (FB)**